FARAD CONTINUATION SHEET
APPELLATE SIDE
Criminal Application No.3255 of 2007

Office Notes, Office Memoranda Court's or Judge's orders
of Coram, appearance, Court's
orders or directions and
Registrar's orders

Mr.Yogesh Mankavade i/b. Mr.A.J. Chougule for applicant.

Ms.S.V.Gajre, APP for State.

CORAM: B.H.MARLAPALLE,J.

October 9, 2007.

P.C.

. Heard the learned counsel for the applicant. The Roznama clearly states that on three consecutive dates the complainant as well as his Advocate remained absent and, therefore, the learned Magistrate was left with no option but to dismiss the complaint by the impugned order dated 6/7/2007.

. The learned counsel for the applicant states that the subject cheque was dated 11/11/2005 and if that be so,

the applicant's remedy to file a civil suit still exists.

. The application is rejected and this order will not come in the way of the applicant to resort to the appropriate civil remedy.

(B.H.MARLAPALLE,J.)